

EXHIBIT A

In the Matter Of:
SOCIAL MEDIA CASES,
JCCP5255

MOTION

October 03, 2024



SOCIAL MEDIA CASES,
JCCP5255, 10/03/2024

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SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT SSC 12 HON. CAROLYN B. KUHL, JUDGE

COORDINATION PROCEEDINGS)
 SPECIAL TITLE (RULE 3.550)) JCCP NO. 5255
 SOCIAL MEDIA CASES) **CERTIFIED COPY**
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REPORTER'S TRANSCRIPT OF PROCEEDINGS

THURSDAY OCTOBER 3, 2024

APPEARANCES (IN PERSON) :

FOR PLAINTIFFS: KIESEL LAW
 BY: MARIANA A. MCCONNELL
 BY: LAUREN KIESEL
 8648 WILSHIRE BOULEVARD
 BEVERLY HILLS, CALIFORNIA 90211

BEASLEY ALLEN
 BY: JOSEPH VANZANDT
 218 COMMERCE STREET
 MONTGOMERY, ALABAMA 36104

KELLER ROHRBACK
 BY: FELICIA CRAICK
 1201 THIRD AVENUE, SUITE 3400
 SEATTLE, WASHINGTON 98101

WAGSTAFF & CARTMELL
 BY: LUCY R. MALONE
 4740 GRAND AVENUE, SUITE 300
 KANSAS CITY, MISSOURI 64112

THE LANIER LAW FIRM
 BY: RACHEL LANIER
 BY: MICHAEL A. AKSELRUD
 2829 TOWNSGATE ROAD, SUITE 100
 WESTLAKE VILLAGE, CALIFORNIA 91361

PANISH SHEA RAVIPUDI LLP
 BY: RABUL RAVIPUDI
 11111 SANTA MONICA BOULEVARD
 SUITE 700
 LOS ANGELES, CALIFORNIA 90025

REPORTED BY: DIANA WHITESEL, CSR #6287
 OFFICIAL REPORTER PRO TEMPORE

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1 APPEARANCES CONTINUED (IN PERSON) :

2 FOR PLAINTIFFS:

3 MOTLEY RICE, LLC
4 BY: JESSICA CARROLL
BY: ANNIE E. KOUBA

5 FOR DEFENDANT META:

6 COVINGTON BURLING
7 BY: ASHLEY M. SIMONSEN
BY: ISAAC D. CHAPUT
BY: GREGORY L. HALPERIN
415 MISSION STREET
8 SAN FRANCISCO, CALIFORNIA 94105
AND

9 SHOOK, HARDY & BACON
10 BY: MEGAN EGLI
2555 GRAND BOULEVARD
KANSAS CITY, MISSOURI, 64108

11 FOR DEFENDANT TIKTOK:

12 FAEGRE DRINKER
13 BY: TARIFA B. LADDON
11766 WILSHIRE BOULEVARD, #750
LOS ANGELES, CALIFORNIA 90025
AND

14 KING & SPALDING
15 BY: BAILEY J. LANGNER
50 CALIFORNIA STREET, SUITE 3300
SAN FRANCISCO, CALIFORNIA 94111

16 FOR DEFENDANTS YOUTUBE, GOOGLE AND ALPHABET:

17 WILSON SONSINI
18 BY: CHRISTOPHER CHIOU
953 EAST THIRD STREET, SUITE 100
LOS ANGELES, CALIFORNIA 90013
19

20 FOR DEFENDANTS YOUTUBE AND GOOGLE:

21 MORGAN LEWIS
22 BY: YARDENA R. ZWANG-WEISSMAN
300 SOUTH GRAND AVENUE
TWENTY-SECOND FLOOR
LOS ANGELES, CALIFORNIA 90071
23

24 FOR DEFENDANT SNAP INC.:

25 MUNGER TOLLES OLSON
BY: ARIEL TESHUVA
350 SOUTH GRAND AVENUE, 50TH FLOOR
LOS ANGELES, CALIFORNIA 90071
26 AND

SKADDEN, ARPS, SLATE, MEAGHER & FLOM
BY: CAROLINE KANE, ESQ.
ONE MANHATTAN WEST
NEW YORK, NEW YORK 10001
28

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1 REMOTE APPEARANCES FOR PLAINTIFFS: (LA COURTCONNECT)

2 LIEFF CABRASER HEIMANN BERNSTEIN
3 BY: LEXI HAZAM
4 BY: KELLY MCNABB
5 275 BATTERY STREET, 29TH FLOOR
6 SAN FRANCISCO, CALIFORNIA 94111

7 MORGAN & MORGAN
8 BY: EMILY JEFFCOTT
9 BY: DAVID MCCLENDON
10 BY: JOSH AUTRY
11 BY: KATHERINE MASSA
12 220 WEST GARDEN STREET, 9TH FLOOR
13 PENSACOLA, FLORIDA 32502

14 FRANTZ LAW GROUP
15 BY: WILLIAM SHINOFF
16 402 WEST BROADWAY STREET
17 SAN DIEGO, CALIFORNIA 92101

18 KIESEL LAW
19 BY: CHERISSE H. CLEOFE
20 8648 WILSHIRE BOULEVARD
21 BEVERLY HILLS, CALIFORNIA 90211

22 GIBBS LAW GROUP
23 BY: ANNA KATZ
24 6701 CENTER DRIVE WEST, 14TH FLOOR
25 LOS ANGELES, CALIFORNIA 90045

26 BEASLEY ALLEN LAW FIRM
27 BY: DAVIS VAUGHN
28 BY: SOO SEOK YANG
29 218 COMMERCE STREET
MONTGOMERY, ALABAMA 36104

30 SOCIAL MEDIA VICTIMS LAW
31 BY: GLENN DRAPER
32 600 1ST AVENUE, SUITE 102-PMB 2383
33 SEATTLE, WASHINGTON 98104

34 SEEGER WEISS LLP
35 BY: ERICA KUBLY
36 10960 WILSHIRE BOULEVARD
37 LOS ANGELES, CALIFORNIA 90024

38 GOZA & HONNOLD, LLC
39 BY: KIRK GOZA
40 9500 NALL AVENUE, SUITE 400
OVERLAND PARK, KANSAS 66207

42 MOTLEY RICE, LLC
43 BY: JESSICA COLOMBO

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1 REMOTE APPEARANCES FOR PLAINTIFFS: (LA COURTCONNECT)

2 PAIGE BOLDT

3 ALEXANDRA WALSH

6 REMOTE APPEARANCES FOR DEFENDANTS: (LACOURTCONNECT)

7 MUNGER TOLLES OLSON
BY: LAUREN BELL
BY: ROSE EHLER
8 350 SOUTH GRAND AVENUE, 50TH FLOOR
9 LOS ANGELES, CALIFORNIA 90071

10 WILSON SONSINI
11 BY: LAUREN GALLO WHITE
953 EAST THIRD STREET, SUITE 100
12 LOS ANGELES, CALIFORNIA 90013

13 COVINGTON BURLING
14 BY: MICHAEL X. IMBROSCIO
BY: PAUL SCHMIDT
15 415 MISSION STREET
16 SAN FRANCISCO, CALIFORNIA 94105

17 DANIEL CONNOLLY

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1 I N D E X

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3 SESSIONS

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6 THURSDAY, OCTOBER 3, 2024

7 A.M. SESSION

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1 somebody who gets to go around and ask everywhere.

2 So yeah, I've done that, but this is
3 complicated. I realize that.

4 MS. TESHUVA: Thank you, Your Honor.

5 THE COURT: All right. Thank you. All right.

6 And thank you again, everyone, for moving this
7 forward. It is appreciated.

8 So plaintiffs' counsel are asking for a
9 deadline to complete the meet and confer. I will see
10 you on October 10th for the demurrer with respect to
11 the various parties, and that's at 1:45.

12 So we could start that with another short
13 status conference, with another joint report, and that
14 would be my deadline to get done with the meet and
15 confer.

16 Okay?

17 MS. MCCONNELL: Thank you, Your Honor.

18 THE COURT: Again, I realize the amount of work
19 this is. I do. I had clients. And although it wasn't
20 as complicated a time, still you had file cabinets full
21 of stuff and armies of paralegals. So I get it. I get
22 it. But I appreciate it moving forward. Very good.

23 Okay. So give me a report again by noon, if
24 you can, on the 9th, where things stand.

25 All right.

26 MS. SIMONSEN: Thank you, Your Honor. I will
27 do that.

28 THE COURT: Thank you.

1 So on the expert timing, I'm not going to make
2 any orders today. I've read through it. I understand
3 defendants' decision to take a route different from
4 putting their arguments forward immediately. I get
5 that. And I can't force you to file a summary judgment
6 motion or a motion in limine right now unless it's
7 linked to something else.

8 So I understand that, but I think we still
9 have -- I think we still have some problems here. And
10 my goal is to get the general causation Sargon motion
11 briefed in August, and I don't think that's
12 unreasonable to do.

13 The question is how specifically to get there.
14 I think it would be to everybody's benefit. So
15 December or January, depending on how long it's going
16 to take me, we're going to have the jury instructions.
17 You're going to know what the parameters are for your
18 expert opinions, and then, you know, get it ripened,
19 get the depositions taken and briefs started in August.

20 The problem is trying to wed that to the MDL
21 and do so in a way that everybody thinks is important
22 and that is to not repeat depositions of experts.
23 We're very much on the same page in many respects.

24 Everybody wants to -- everybody either wants to
25 or is open to getting the Sargon types briefed on
26 general causation early-ish, and everybody is on the
27 same page with regard to not repeating depositions.

28 What I'd like to do, if I could, is go off the

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1 record if we could. I wanted to ask some questions --
2 and Ms. Hazam is on, I see, as well. Thank you --
3 about why the -- why the schedule is as it is in the
4 MDL. I have some questions about that.

5 And then, you know, just maybe share some ideas
6 about how we could get to the place where we could do
7 those, have somewhat earlier Sargon briefing not
8 interfere with the deposition schedule of the experts,
9 so there's only one deposition per and get there
10 somehow. Is it okay if we go off the record, subject
11 to, of course, putting things on the record if anyone
12 wants to afterwards?

13 MR. VANZANDT: Yes, Your Honor.

14 THE COURT: All right.

15 MS. SIMONSEN: (Nods head.)

16 (Discussion held off the record.)

17 THE COURT: So back on the record.

18 So we've had a discussion in some detail about
19 how the expert schedule and the JCCP needs to
20 intertwine with the MDL and the difficulties of moving
21 up general causation expert motions with the current
22 schedule in the MDL.

23 And I think counsel are going to reflect on
24 this and see whether there are some alternative
25 recommendations that they could make both to
26 Judge Gonzalez Rogers and myself. And maybe there
27 aren't any, but we've had, I think, a good discussion
28 about what each side has at stake here.

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1 All right. And I'll just say further, we have
2 a little bit of time, I think. We know when we're
3 going to have the jury instructions argument, and I'm
4 putting a fair amount of importance on that, quite
5 honestly, in the development of the case.

6 And we know the experts are going to want to
7 know -- at least the experts on the California piece of
8 it. So we've got a little bit of time. I wouldn't
9 expect that we'll revisit this next week when we have
10 the demurrers.

11 I want to talk about the discovery, and the
12 status of that next week before we talk about the
13 demurrer, before we have argument on the demurrer. But
14 unless you have something you want to report to me at
15 that time, I think we probably will leave this issue
16 until whenever the status conference is after the
17 demurrer argument.

18 Okay? Very good.

19 Okay. Thanks very much. Plaintiffs' counsel
20 to give notice if you will.

21 MS. MCCONNELL: Yes, Your Honor.

22 THE COURT: We'll see you next week.

23 (At 9:56 a.m. the proceedings were adjourned.)

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1 SUPERIOR COURT OF THE STATE OF CALIFORNIA

2 FOR THE COUNTY OF LOS ANGELES

3 DEPARTMENT SSC 12 HON. CAROLYN B. KUHL, JUDGE

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5 COORDINATION PROCEEDINGS)
6 SPECIAL TITLE (RULE 3.550)) JCCP NO. 5255
7 SOCIAL MEDIA CASES)
7) REPORTER'S
7) CERTIFICATE

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10 I, DIANA WHITESEL, CSR NO. 6287, OFFICIAL
11 PRO TEMPORE REPORTER OF THE SUPERIOR COURT OF THE STATE
12 OF CALIFORNIA, FOR THE COUNTY OF LOS ANGELES, DO HEREBY
13 CERTIFY THAT I DID CORRECTLY REPORT THE PROCEEDINGS
14 CONTAINED HEREIN AND THAT THE FOREGOING PAGES 1 TO 35,
15 COMPRISSE A FULL, TRUE AND CORRECT TRANSCRIPT OF THE
16 PROCEEDINGS AND TESTIMONY IN THE ABOVE-ENTITLED MATTER
17 ON THURSDAY, OCTOBER 3, 2024.

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19 DATED: OCTOBER 7, 2024

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24  CSR NO. 6287
DIANA WHITESEL, OFFICIAL PRO TEMPORE REPORTER